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BENJAMIN M. SHAW (1912-2002)

Via: ECF

May 2, 2024

Hon. Vera M. Scanlon
U.S. Magistrate Judge
U.S. District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: *Alessina et al v. El Gauchito II Corp., et al*
Docket No.: 1:21-CV-04537-ENV-VMS

Dear Magistrate Judge Scanlon:

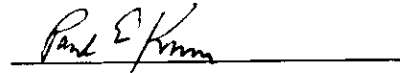
I write in response to your Order of May 1, 2024. We represent the Defendants in this Case, El Gauchito II, et al.

The identical State Court Judgment under Appellate Division, Docket No. 2021-08890 was paid.

Thus, Defendants will not be filing a *Cheeks* motion. Under these circumstances, Plaintiff should be directed to withdraw the Complaint.

Best regards.

Sincerely,



Paul E. Kerson

PEK:ms

CC: Josef Nussbaum, Esq., attorney for Plaintiff